IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

WEDNESDAY, THE 23RD MAY 2007 / 2ND JYAISHTA 1929

OP.No. 17340 of 1996(L)

PETITIONER:

G.GIREESAN, MADHAVI NIVAS,
ATTUPURAM, THIRUVAMPADI P.O., ALAPPUZHA.

BY ADV. SRI.R.HARIKRISHNAN
SRI.A.KRISHNAN

RESPONDENT:

INDIAN OVERSEAS BANK, REPRESENTED BY ITS
CHAIRMAN-CUM-MANAGING DIRECTOR,
762, ANNA SALAI, MADRAS 600 002.

BY ADV. SRI.GEORGE VARGHESE

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 23/05/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ORDER ON CMP NO.31040 OF 1996 IN OP NO.17340 OF 1996 L

//DISMISSED//

23.5.2007. SD/- THOTTATHIL B.RADHAKRISHNAN, JUDGE.

APPENDIX

PETIITONER'S EXHIBITS:

EXT.P1:COPY OF THE REPRESENTATION DATED 9.7.1996 FROM THE PETITIONER TO THE RESPONDENT.

/TRUE COPY/

THOTTATHIL B.RADHAKRISHNAN, J.

O.P.No.17340 OF 1996

Dated this the 23rd day of May, 2007

JUDGMENT

Petitioner, an erstwhile employee of the respondent Bank, going by Ext.P1 representation, was found guilty by the management for misappropriation. He was discharged from the service of the Bank in November, 1983. His appeal was also rejected by the appellate authority. In the mean while, the Central Bureau of Investigation registered a case against the petitioner. He was chargesheeted and punished. On the basis of such conduct of the petitioner, it led to conviction by a criminal court. The petitioner was dismissed from service. He filed this writ petition seeking a direction that Ext.P1 representation may be directed to be considered. In that representation he has sought for his retiral benefits, including Provident Fund and Gratuity.

2. Having regard to the aforesaid, his entitlement to pension and other benefit are obviously not conceded to by the management.

3. In this circumstance, I find no ground to issue any direction to the respondent to consider Ext.P1, which is the sole relief sought for in this writ petition.

The writ petition fails, dismissed.

Sd/-

THOTTATHIL B.RADHAKRISHNAN
Judge

kkb.

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THOTTATHIL B. RADHAKRISHNAN, J

O.P.NO.17340 OF 1996

JUDGMENT

23rd MAY, 2007.

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